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PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number **Application Number** 10/729,330 Filing Date TRANSMITTAL December 4, 2003 First Named Inventor **FORM** Cameron A. Riddell Art Unit 3643 **Examiner Name** Unknown (to be used for all correspondence after initial filing) Attorney Docket Number Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a **Proprietary Information** After Final Provisional Application Power of Attorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please Identify Terminal Disclaimer Extension of Time Request below): Submission of Prior Art Under 35 Request for Refund **Express Abandonment Request** USC 301 and Copies of Cited CD, Number of CD(s) References Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Rutan & Tucker, LLP Signature Printed name Robert D. Fish Date Reg. No. 7/05 33880 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date Jacquelyn Campbell 11/07/2005 Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the user of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

Inventor: Cameron A. Riddell

Examiner: Unkown

Serial No: 10/729330

Art Unit: 3643

Filed:

Dec. 4, 2003

For:

Electric Deterrent Device

## <SUPPLEMENTAL> SUBMISSION OF PRIOR ART UNDER 35 U.S.C. 301

The undersigned requests that the Office consider the following documents in evaluating patentability of the claims in the above-captioned patent application.

- 1) US 5366780 to Rapisarda (Nov 1994, CIP of US 5019438) teaches sewing flexible stranded lengths of conductive wire to a backing. (see abstract). The disclosure even teaches that the wires can be braided. (see col. 2, lines 30-35). The wires are preferably coated with insulating material, but not necessarily. (see col. 2, lines 51-54). Reference teaches use of a good quality industrial sewing machine. (see col. 2, lines 39-40).
- 2) US 6477027 to McKelvy (Nov 2002, priority to June 2000) teaches sewing copper braid wires to vinyl coated polyester backing (see col. 2, lines 45-50.
- 3) US 4494733 to Olsson (Jan. 1985) teaches woven electrical wires, used as electrical barrier for animals. (see col. 1 line 66 col. 2 line 25' col. 2, lines 55-64). Teaches attaching the wires to "an electrically insulating material such as plastic, rubber or the like" (see col. 3, lines 5-10), but does not teach sewing the wires.
- 4) US 5049704 to Matouschek (Sept 1991 with priority to Nov 1989) teaches attaching electrically conductive wires to a backing by stitching (see col. 1, lines 37-41; col. 1 line 62 col. 2, line 3), and even claims the wire being sewn (see claim 1).
- 5) US 2001/0015426 to Bellon (Aug 2001 with priority to Jan 2001) teaches electrical fence having stitching unshielded copper wire to a backing (see ¶ 45) to provide an electric shock to animals touching the wires. Plastic backing is nonconductive (see ¶ 42). Electrical wires can be in form of strand or rope (see claim 4).

- 6) US 5158039 to Clark (Oct 1992) teaches conductive arrays of wire stitched to non-conductive backing "rather than adhesively attached thereto". (see col. 7, lines 14-16, and claim 1).
- 7) US 4861645 to Standing (Aug 1989) teaches sewing electrical wire onto woven backing tape to produce an electric fence. (See col. 2, lines 28-35, and claim 1).
- 8) US 4475141 to Antonevich (Oct 1984) teaches sewing unshielded wires onto flexible non-conductive backing (see abstract and figures 1, 3; col. 3, lines 17-20 and 34-36). The purpose here is to provide grounding rather than shocking, but the principle is the same.
- 9) US 2002-0066895 to Wildschut (June 2002) teaches electrical fence with braided electrical conductors (see ¶ 2 and claim 1). Silent as to sewing of wires to backing.
- 10) US 5107620 to Mahan (Apr. 1992) teaches electric shock table cloth with parallel unshielded wires used to keep animals off the table. The metallic strips are secured to the cloth "by any suitable means" (col. 3, lines 42-47), although the applicant does not expressly teach sewing.
- 11) US 6006698 to Negre (Dec. 1999) teaches bird shock strip having multiple unshielded parallel wire rails attached to plastic backing. (see abstract, figure 3). Wires are molded into place rather than being sewn.

Copies are attached.

Robert D. Fish

Reg. no. 33,880